

FILED

May 18 2010

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA

DA 09-0567

FILED

MAY 18 2010

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

ORDER

STATE OF MONTANA,

Plaintiff and Appellee,

v.

DONNY R. SANDAU,

Defendant and Appellant.


On March 5, 2010, we ordered Appellant Donny R. Sandau to prepare, file, and serve his opening brief on appeal within 30 days or risk summary dismissal of this appeal without further notice. Nothing further has been filed.

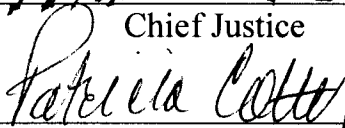
THEREFORE,

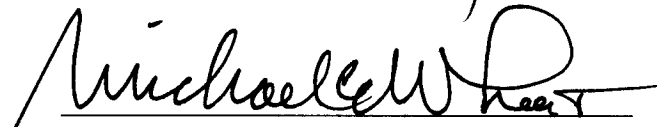
IT IS ORDERED that this appeal is DISMISSED.


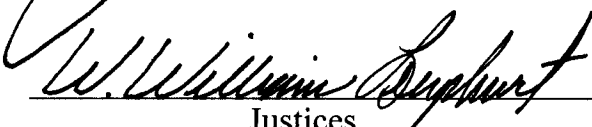
The Clerk is directed to provide copies of this Order to all counsel of record and to Donny R. Sandau personally.

DATED this 18<sup>th</sup> day of May, 2010.

  
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Chief Justice

  
\_\_\_\_\_  
Patricia Cotton

  
\_\_\_\_\_  
Michael W. Lee

  
\_\_\_\_\_  
  
\_\_\_\_\_  
Justices